

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

In re: BISPHENOL-A (BPA))	MDL No. 1967
POLYCARBONATE PLASTIC)	Master Case No. 08-1967-MD-W-ODS
PRODUCTS LIABILITY LITIGATION)	

ORDER ESTABLISHING PRELIMINARY AGENDA FOR HEARING

On September 4, 2008, the Court issued an Order that, *inter alia*, set a scheduling hearing for November 18, 2008, and directed the parties to file a Joint Proposed Discovery Plan and a summary of the litigation. Having reviewed the parties' submissions, the Court observes the parties have reached agreement on a great many issues, and those they disagree on can be easily resolved depending on certain rulings from the Court.

In order to help all involved prepare for the hearing and insure the best use of time, the Court establishes the following preliminary agenda:

1. Resolution of the motions to appoint counsel to Plaintiffs' Steering Committee, including further elaboration of (1) the roles of the various committees Plaintiffs propose and (2) the source of payment of fees for the members of these committees.
2. The wisdom of requiring, and a deadline for filing, a single "Master Complaint" (or some other method for streamlining the varied claims asserted in the complaints filed so far).
3. A reasonable deadline for Defendants to file a motion addressing their claim of preemption, and the wisdom of delaying certain aspects of the litigation until after that motion is resolved.
4. The status of the parties' discussion regarding the preservation of documents and electronically-stored information.
5. The status and importance of the suits filed by the *Ganjei* plaintiffs.

This agenda is not intended to be final; the parties are free to suggest additional topics that should be discussed. If the parties recognize the need to discuss a matter that is not on the Court's list, they should file a Notice to that effect as soon as is practicable so the Court and all other parties can plan accordingly.

The parties are advised the Court has currently set aside four hours for the hearing. If the parties anticipate more time will be needed, they should advise the Court.

IT IS SO ORDERED.

/s/ Ortrie D. Smith
ORTRIE D. SMITH, JUDGE
UNITED STATES DISTRICT COURT

DATE: October 22, 2008